

08-04-05

10/728364 C of C



Express Mail Label No. _____ Dated: _____

Docket No.: 03946/100M242-US3
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Letters Patent of:
Joel A. Osborne et al.

Patent No.: 6,915,823

Issued: July 12, 2005

For: AUTOMATED APPARATUS AND PROCESS
FOR RECONSTITUTION AND DELIVERY OF
MEDICATION TO AN AUTOMATED
SYRINGE PREPARATION APPARATUS

Certificate
AUG 10 2005
of Correction

**REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 CFR 1.322**

Attention: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Upon reviewing the above-identified patent, Patentee noted an error which should be corrected.

In the Related U.S. Application Data:

Please delete "Provisional application No. 60/430,481, filed on Dec. 3, 2002, and provisional application No. 60/490,328, filed on May 13, 2003" and substitute

-- Provisional application No. 60/430,481, filed on Dec. 3, 2002, and provisional application No. 60/470,328, filed on May 13, 2003 --.

The error was not in the application as filed by applicant; accordingly no fee is required.


AUG 10 2005

Enclosed please find a copy of the Executed Declaration.

Transmitted herewith is a proposed Certificate of Correction effecting such amendment.
Patentee respectfully solicits the granting of the requested Certificate of Correction.

Dated: August 2, 2005

Respectfully submitted,

By 
Flynn Barrison

Registration No.: 53,970
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Attorneys/Agents For Applicant

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

Page 1 of 1

PATENT NO. : 6,915,823
APPLICATION NO. : 10/728,364
ISSUE DATE : July 12, 2005
INVENTOR(S) : Joel A. Osborne et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In the Related U.S. Application Data:

Please delete "Provisional application No. 60/430,481, filed on Dec. 3, 2002, and provisional application No. 60/490,328, filed on May 13, 2003" and substitute

-- Provisional application No. 60/430,481, filed on Dec. 3, 2002, and provisional application No. 60/470,328, filed on May 13, 2003 --.

Express Mail Label No.

Dated: _____

MAILING ADDRESS OF SENDER:
Flynn Barrison
DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257

1

AUG 10 2005

Express Mail Label No. _____

Dated: _____



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is described and claimed and for which a patent is sought on the invention entitled:

AUTOMATED APPARATUS AND PROCESS FOR RECONSTITUTION AND DELIVERY OF MEDICATION TO AN AUTOMATED SYRINGE PREPARATION APPARATUS

the specification of which was filed on December 3, 2003 as Application No. 10/728,364.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein. I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigned more than twelve months prior to this application.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☒ no such foreign applications have been filed

☐ such foreign application have been filed as follows:

AUG 10 2005

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing	Priority Claimed Under 35 USC 119
			___ Yes No ___
			___ Yes No ___
			___ Yes No ___

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

☐ no such U.S. provisional applications have been filed.

☒ such U.S. provisional application have been filed as follows:

Application Number	Date of Filing	Priority Claimed Under 35 USC 119
60/430,481	December 3, 2002	<u> x </u> Yes No ___
60/470,328	May 13, 2003	<u> x </u> Yes No ___
		___ Yes No ___

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all

information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

☒ no such U.S./PCT applications have been filed.

☐ such U.S./PCT application have been filed as follows:

Application Number	Date of Filing	Status (Patented/Pending/Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the practitioners under Customer Number

07278

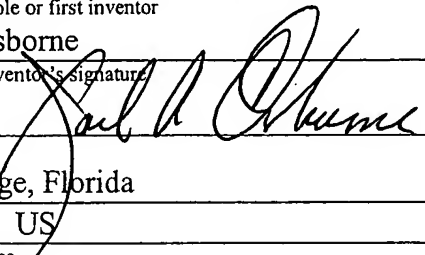
jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

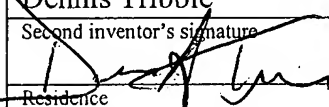
Please mail all correspondence to David Leason, whose address is:

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P.O. Box 5257
New York, New York 10150-5257

Please direct telephone calls to: David Leason at (212) 527-7700.

Please direct facsimiles to: (212) 753-6237

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Third inventor's signature	Date
Residence	
Citizenship	
Mailing Address	

Full name of fourth inventor, if any	
Fourth inventor's signature	Date
Residence	
Citizenship	
Mailing Address	



Application No. (if known): 10/728,364

Attorney Docket No.: 03946/100M242-US3

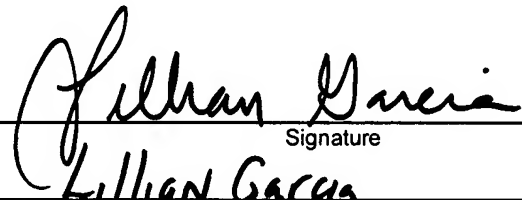
Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. _____ in an envelope addressed to:

EV418272172-US

Attention: Certificate of Correction Branch
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on August 2, 2005
Date



Signature

Lillian Garcia
Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

- Certificate of Correction (1 page)
- Request for Certificate of Correction (2 pages)
- Copy of Executed Declaration (4 pages)
- Return Postcard

AUG 10 2005